



General Assembly

January Session, 2007

Committee Bill No. 6286

LCO No. 4097

04097HB06286JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

**AN ACT CONCERNING PARENTING TIME AND PARENTAL
RESPONSIBILITY WITH RESPECT TO THE CUSTODY OF A MINOR
CHILD.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Subsection (b) of section 46b-56a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2007*):

4 (b) (1) There shall be a presumption, affecting the burden of proof,
5 that joint custody is in the best interests of a minor child where the
6 parents have agreed to an award of joint custody or so agree in open
7 court at a hearing for the purpose of determining the custody of the
8 minor child or children of the marriage. If the court declines to enter an
9 order awarding joint custody pursuant to this [subsection] subdivision,
10 the court shall state in its decision the reasons for denial of an award of
11 joint custody.

12 (2) There shall be no presumption that awarding substantially
13 disproportionate parenting time and parental responsibility to one
14 parent is in the best interests of a minor child where both parents are

15 capable and are seeking substantially equal or greater parenting time
16 and parental responsibility, except that the court may determine, based
17 upon the facts of the case, that the best interests of the child require
18 that parenting time and parental responsibility be awarded
19 disproportionately to one parent.

This act shall take effect as follows and shall amend the following sections:

Section	October 1, 2007	46b-56a(b)
---------	-----------------	------------

Statement of Purpose:

To provide that there is no presumption that it is in the best interests of a child to spend a disproportionate amount of time with one or the other parent in cases where both parents are capable, interested and available to parent the child one-half or more of the time.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. KLARIDES, 114th Dist.

H.B. 6286